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MAR 19 2004

DIRECTOR OFFICE
TECHNOLOGY CENTER 2600

In re Application of :
Kyung-geon, Lee, et al. :
Application No. 10/630,774 :
Filed: July 31, 2003 :
For: INFORMATION STORAGE MEDIUM AND :
METHOD OF RECORDING AND/OR :
REPRODUCING WITH RESPECT TO THE MEDIUM :

DECISION ON PETITION TO
MAKE SPECIAL

This is a decision on the petition filed July 31, 2003 under Manual of Patent Examination Procedure §708.02, VIII requesting accelerated examination.

The petition under Manual of Patent Examination Procedure §708.02, VIII, must:

- (1) be filed prior to receiving any examination by the examiner,
- (2) be accompanied by the required fee- \$130,
- (3) the claims should be directed to a single invention (if it is determined that the claims pertain to more than one invention, then applicant will have to make an election without traverse or forfeit accelerated examination status),
- (4) state that a pre-examination search was made, and fully discuss the search method employed, such as classes and subclasses searched, publications, Chemical abstracts, patents, etc. A search made by a foreign patent office satisfies this requirement,
- (5) be accompanied by a copy of each of the references most closely related to the subject matter encompassed by the claims if said references are not already of record,
- (6) fully discuss the references, pointing out with the particularity required by 37 C.F.R. §1.111 (b) and (c), how the claimed subject matter is patentable over the references.

The petition fails to comply with requirement (5) above. The petition provides a detailed discussion of how the claimed subject matter is patentable over references discussed in Attachment A and further states that the petition requirements are met in that "one copy of each of the references deemed most closely related to the subject matter encompassed by the claims if said references are not already of record". Also, in Attachment A applicant states "A copy of each of the below references is provided". However, a review of the file record only finds that copies of the two non-patent literature references (DRX-510 UL and DRU-510A) have been provided. Copies of the other relevant references have not been provided in the instant application.

Accordingly, the petition is **DENIED**.

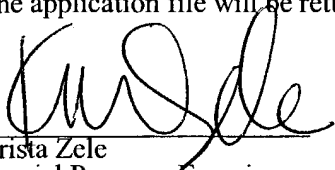
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Decision on petition

Should applicant desire reconsideration of this decision, he/she should supplement this petition with copies of all the missing prior art referenced in the petition. No further petition fee is required.

Any request for reconsideration must be filed within **TWO MONTHS** of the date of this decision.

The application file will be returned to central files repository to await action in due course.



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